

1 PHILLIP A. TALBERT
Acting United States Attorney
2 JOSEPH D. BARTON
Assistant United States Attorney
3 2500 Tulare Street, Suite 4401
Fresno, CA 93721
4 Telephone: (559) 497-4000
Facsimile: (559) 497-4099
5

6 Attorneys for Plaintiff
United States of America
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9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF CALIFORNIA
11

12 UNITED STATES OF AMERICA

13 Plaintiff,

14
15 v.

16 BENJAMIN JOHN MARTIN,

17 Defendant.
18
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Case No. 1:21-mj-00091-EPG

STIPULATION TO VACATE
PRELIMINARY HEARING AND CLOSE
EASTERN DISTRICT OF CALIFORNIA
CASE; ORDER

DATE: September 17, 2021
TIME: 2:00 p.m.
JUDGE: Hon. Sheila K. Oberto

20 On September 2, 2021, the defendant, Benjamin John Martin, was arrested on a
21 complaint issued by the District Court for the District of Columbia. On September 3, 2021, Mr.
22 Martin made his initial appearance on the complaint in this District in Case No. 1:21-mj-00091-
23 EPG and elected to have his Preliminary Hearing here. The Preliminary Hearing was scheduled
24 for September 17, 2021. On September 8, 2021, Mr. Martin was indicted in the District Court
25 for the District of Columbia in Case No. 1:21-cr-00562-RC.

26 Accordingly, the parties stipulate that the Preliminary Hearing set for September 17, 2021
27 in Case No. 1:21-mj-00091-EPG may be vacated and that Case No. 1:21-mj-00091-EPG may be
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1 closed as further proceedings in this matter will be handled in the District Court for the District
2 of Columbia in Case No. 1:21-cr-00562-RC.

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5 Dated: September 15, 2021

/s/ Roger Nuttall

ROGER NUTTALL

Counsel for Defendant Benjamin John Martin

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8 Dated: September 15, 2021

/s/ Joseph Barton

JOSEPH BARTON

Assistant United States Attorney

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11 **ORDER**

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13 Upon the parties' stipulation and for good cause shown, the Preliminary Hearing
14 scheduled for September 17, 2021, in Case No. 1:21-mj-00091-EPG is vacated and Case No.
15 1:21-mj-00091-EPG is closed because the defendant, Benjamin John Martin, has been indicted in
16 the District Court for the District of Columbia in Case No. 1:21-cr-00562-RC and further
17 proceedings in this matter will be held in that court.

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19 IT IS SO ORDERED.

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22 DATED: 9/15/2021

/s/Sheila K. Oberto

HONORABLE SHEILA K. OBERTO

UNITED STATES MAGISTRATE JUDGE